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HIGH COURT OF JUDICATURE CHHATTISGARH : BILASPUR
DIVISION BENCH

CORAM : HON'BLE SHRI H.L. DATTU, CJ &
HON'BLE SHRI V.K. SHRIVASTAVA, J.

WRIT PETITION NO. 2428 OF 2001

PETITIONER

Durga Prasad Agrawal
S/o Sadhulalji Agrawal
Aged about 60 years
R/o Nevra, Tah. Tilda,
Distt. Raipur (Chhattisgarh)

Versus

RESPONDENTS

1. State Bank of India
Through its Branch Manager Nevra, Tah. Tilda
Distt. Raipur (Chhattisgarh)

2. Regional Manager
State Bank of India
Raipur (Chhattisgarh)

3. Debt Recovery Tribunal
Through its Recovery Officer, 797-2, Shanti Kunj,
South Civil Lines,
Jabalpur (Madhya Pradesh)

Present :

Shri Sanjay K. Agrawal, counsel for the petitioner.
Shri Sunil Sahu, counsel for respondents No.1 and 2.

ORAL ORDER
(Passed on 9th March, 2007)

The following oral order of the Court was passed by **H.L. Dattu, CJ.**

A defaulter, who had defaulted in paying the amounts due to the Bank, is before us in this petition under Article 226/227 of the Constitution. The relief sought for in the writ petition is to direct the respondents to consider the case of the petitioner for settlement under the scheme of the Reserve Bank of India dated 27-7-2000.

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2) This Court while entertaining the writ petition had granted an interim order of stay subject to the petitioner deposited a sum of Rs.5,28,000/- within a particular time frame.

3) Since the petitioner had not complied with the orders and directions issued by this Court, this Court vide order dated 27-10-2004 has vacated the interim order granted earlier.

4) The order so passed was some time in the year 2004 and since then much water has flown under the bridge. At this stage, it may not be possible and permissible to direct the respondents to consider the claim of the petitioner for one time settlement.

5) In that view of the matter, we decline to entertain this writ petition. Accordingly the writ petition is rejected. Ordered accordingly.

Sd/-
Vijay Kumar Shrivastava
Judge

Sd/-
Chief Justice